

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

JUL 28 2006

CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS

In re: GRAND JURY PROCEEDINGS,
GRAND JURY #04-1 SF.

GREG ANDERSON,

Witness - Appellant,

v.

UNITED STATES OF AMERICA,

Appellee.

No. 06-16215

D.C. Nos. CR-06-90231-WHA
Northern District of California,
San Francisco

ORDER

Before: HAWKINS and THOMAS, Circuit Judges.

Appellee's motion to dismiss and appellant's motion to dismiss the appeal as moot are granted. *See In re Grand Jury Proceedings*, 863 F.2d 667, 670 (9th Cir. 1988).

The parties are advised that if there is a subsequent recalcitrant witness appeal they may incorporate by reference their filings in this case.

DISMISSED.